

# Kansas Register

Ron Thornburgh, Secretary of State

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#### **Board of Veterinary Medical Examiners**

#### Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Thursday, February 27, at the office of the Board of Veterinary Examiners, 1003 Lincoln, Wamego, to consider the adoption on a permanent basis of proposed amended regulations K.A.R. 70-4-8 through 70-4-10 and new regulation 70-1-6.

The period of 60 days notice constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. Written comments may be sent to the board at P.O. Box 242, Wamego, 66547-0242. The following is a summary of the proposed regulations:

K.A.R. 70-4-8 through 70-4-10 address the process a veterinarian must follow in applying for a license in the state. K.A.R. 70-1-6 defines the term "anesthetized." None of these regulations is mandated by federal law. There will be no cost to the board, other governmental agencies or units, private citizens, or consumers of veterinary products or services. The change is being requested by the Board of Veterinary Examiners and there is no economic impact on any business, individual or the state economy.

Copies of the proposed regulations and the economic impact statements may be obtained by writing to the Board of Veterinary Examiners, P.O. Box 242, Warnego,

66547-0242.

Dirk Hanson, D.V.M.
Executive Director

Doc. No. 018537

#### State of Kansas

#### Legislature

#### **Interim Committee Schedule**

The following committee meetings have been scheduled during the period of December 30 through January 12. For individual agendas available on the Internet, see: http://www.kumc.edu/kansas/ksleg/KLRD/klrd.html.

Date	Room	Time	Committee	Agenda
January 7	519-S	10:00 a.m.	Legislative Post Audit Committee	Legislative matters
January 8	519-S	8:00 a.m.	Task Force on Uniformity and Equality of Property Tax Appraisals	Agenda not available:
January 10	531-N	10:00 a.m.	Joint Committee on Computers and Telecommunications	Review proposed legislation, Department of Revenue report, and other matters.
January 10	531-N	1:30 p.m.	Special Committee on Legislative Computerization	Review work plan and approve consultant.

Doc. No. 018544

Emil Lutz
Director of Legislative
Administrative Services

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Register Office: Room 233-N, State Capitol (913) 296-3489 Fax (913) 291-3051

#### Wichita State University

#### **Notice to Bidders**

Wichita State University is accepting bids on the following item:

#### Quotation 970182-1 Closing January 10, 1997

Dynamic mechanical analyzer

Bids must be submitted to the Wichita State University, Office of Purchasing, Morrison Hall, Room 021, 1845 N. Fairmount, Wichita, 67260-0012, by 2 p.m. on the above specified closing date. Please refer to the above quotation number on all correspondence. For additional information, contact the Office of Purchasing at (316) 978-3080.

Gary D. Link Director of Purchasing

Doc. No. 018548

State of Kansas

#### **Kansas Arts Commission**

#### Notice of Fellowship Advisory Panel Meetings

Advisory panels of the Kansas Arts Commission will meet in January 1997 to evaluate applications submitted for the 1997 Kansas Artist Fellowships and Mini-Fellowships. Each of the panel meetings will be in the conference room of the Kansas Arts Commission offices, Suite 1004, Jayhawk Tower, 700 S.W. Jackson, Topeka:

 The panel in Music Composition will meet from 10 a.m. to noon Thursday, January 9

• The panel in Choreography will meet from 1 to 3

p.m. Thursday, January 9

The panel in the disciplines of Film/Video, Interdisciplinary/Performance Art, and Playwriting will meet from 10 a.m. to noon, Friday, January 10

 The panel for Mini-Fellowships, which are available to Kansas artists in any discipline, will meet from 1 to 3 p.m. Friday, January 10

Each panel will be chaired by a commissioner. Based upon the recommendations of the panels, the commission may decide during its quarterly business meeting in February to award up to five Kansas Artist Fellowships of \$5,000 each in the five discipline categories. The commission also may award up to 12 Mini-Fellowships of \$500 each.

Meetings of the commission, a state agency, and of its advisory panels are open to public observation.

For more information, contact the Kansas Arts Commission, Jayhawk Tower, Suite 1004, 700 S.W. Jackson, Topeka, 66603-3758, (913) 296-3335. Persons with special communication needs may utilize the Kansas Relay Service, 1-800-766-3777.

Funding for the Kansas Artist Fellowships and Mini-Fellowships is provided through an appropriation by the 1996 Kansas Legislature.

> Eric Hayashi Executive Director

State of Kansas

#### EMS/Trauma Planning Project Policy Group

#### **Notice of Meeting**

The Kansas EMS/Trauma Planning Project Policy Group will meet from 9:30 a.m. to 4 p.m. Thursday, January 9, at the Kansas Museum of History, Topeka. For more information, contact Deborah Williams, Project Coordinator, Bureau of Local and Rural Health Systems, Room 665, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1290, (913) 291-3773.

Deborah Williams Project Coordinator

Doc. No. 018530

State of Kansas

#### **Kansas Arts Commission**

# Notice of Nomination Deadline for Governor's Arts Awards

The Kansas Arts Commission is accepting nominations for the 1997 Governor's Arts Awards until 5 p.m. Monday, January 13. Any Kansas citizen or organization may submit a documented nomination in one of six categories: Individual Artist, Arts Organization, Art Educator, Arts Advocate, Individual Patron, or Patron Organization. Individual artists may be in the visual, performing, literary, folk, or media arts.

Nominees must be Kansas citizens or Kansas-based organizations with records of outstanding contributions to the excellence, growth and support or availability of the arts in Kansas. Prior honorees, current members of the commission or its staff, and art projects or programs are not eligible.

Award recipients will be selected in March from the eligible nominees by a panel including members of the Kansas Arts Commission, a representative of the Governor, and representatives from various arts disciplines and organizations. The honorees chosen will be recognized during a public ceremony.

All original nominations must be submitted on the official form. Nominations that are handwritten or received after the deadline will not be considered. If more than one nomination is received for the same person or organization, only the first one received will be accepted.

All support materials—including slides, video tapes, audio tapes, manuscripts or publications—become the property of the commission and will not be returned.

For more information or to request a nomination form, contact the Kansas Arts Commission, Jayhawk Tower, Suite 1004, 700 S.W. Jackson, Topeka, 66603-3758, (913) 296-3335, fax (913) 296-4989. Persons with special communication needs may utilize the Kansas Relay Service, 1-800-766-3777.

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Eric Hayashi Executive Director

Doc. No. 018549

#### **Kansas Arts Commission**

#### Notice of Grant Deadlines and Applicant Assistance Video Conferences

The Kansas Arts Commission is distributing guideline and application form booklets for grant programs available to Kansas nonprofit organizations, communities, and schools and to other governmental entities for support of arts programs and projects that will occur during fiscal year 1998 (July 1, 1997—June 30, 1998).

The two primary grant programs are Project Support, with an application deadline of 5 p.m. February 3, and Operational Support, including any Arts In Education and Kansas Touring Program components, with an application deadline of 5 p.m. February 18.

Other deadlines are 5 p.m. February 3 for Arts and K-12 Curriculum (QPA) grants and May 1 for Rural Cul-

tural Opportunity grants.

The guidelines also include the application procedures for Technical Assistance (Leadership Exchange and Design Arts Consultants), Grassroots, and Kansas Touring Program grants. Applications must be submitted prior to the beginning of a planned project and will be accepted until the allocated funds have been exhausted.

To assist prospective applicants in understanding extensive revisions to the grant programs and the application process itself, two live, interactive video conferences have been scheduled on Tuesday, January 7. The telecasts will originate from the Kansas State Board of Education Building, 120 S.E. 10th, Topeka.

The first telecast—from 2 to 5 p.m.—will be received at

these locations:

 Northwest Kansas Area Health Education Center, 217 E. 32nd, Hays

Northwest Kansas Educational Service Center, 703

W. 2nd, Oakley

Wichita State University, Media Resources Center

The second telecast—from 6 to 9 p.m.—will be received at these locations:

Garden City Community College, Academic Building, 801 Campus Drive, Garden City

Kansas State University at Salina, Technology Cen-

ter, 2409 Scanlan Ave.

Southeast Kansas Education Service Center, Route 4, Greenbush

The meeting sites have been distributed geographically so no one has to drive more than 90 miles to attend. Persons living in Northeast Kansas may attend either of the telecasts at the originating site in Topeka.

Anyone interested in learning more about commission programs for fiscal year 1998 should attend at any location. Copies of the guidelines are being mailed to past applicants, and additional copies will be available at each telecast site.

To request a copy of the guidelines or to request assistance at any time regarding the application process for any commission funding opportunities, contact the Kansas Arts Commission, Jayhawk Tower, Suite 1004, 700 S.W. Jackson, Topeka, 66603-3758, (913) 296-3335; fax

(913) 296-4989. Persons with special communication needs may utilize the Kansas Relay Center, 1-800-766-

Funding for the Kansas Arts Commission, a state agency, is provided through appropriations by the Kansas Legislature and grants from the National Endowment for the Arts, a federal agency.

> Eric Hayashi **Executive Director**

Doc. No. 018550

#### State of Kansas

#### **Board of Regents**

#### Request for Bids for Oil and Gas Lease

Public notice is hereby given that under authority of K.S.A. 76-164 through 76-168, the State Board of Regents has determined that certain lands in Ellis County, Kansas, owned by Fort Hays State University, such tracts consisting of approximately 160 acres, are valuable for leasing for the purpose of the production of oil and gas and that such land can be leased for such purpose. The board intends to lease said lands described as:

The Southeast Quarter (SE¼) in Section One (1), Township Fourteen (14) South, Range Nineteen (19) West, and;

The Southwest Quarter (SW1/4) in Section One (1), Township Fourteen (14) South, Range Nineteen (19) West, except for the land located Southeast (SE) of the Golf Course Road, both parcels located in Ellis County, Kansas.

The terms and conditions prescribed by the board of such leasing and the provisions for the competitive bids in accordance with law for the same are contained in a resolution passed by the board on December 19, 1996, and contained in the minutes of the board. The minutes and resolution are open for public inspection in the office of the State Board of Regents, Suite 1410, 700 S.W. 8th, Topeka, 66603-3760. Copies may be obtained by application to Dr. Stephen M. Jordan, executive director of the board.

Competitive bids will be received by the board until 9 a.m. February 20. All bids received will be considered by the board, and any lease or leases entered into by the board will be awarded by the board to the highest, responsible bidder. The board reserves the right to reject

any and all bids.

Bids should be addressed to the executive director of the State Board of Regents. Envelopes containing bids should be plainly marked "Bid on Oil and Gas Lease." Only such bids as shall be in substantial conformity with the terms and provisions of the resolution will be considered or accepted by the board.

> **Judith Penrod Siminoe Associate General Counsel**

> > and by the left

(Published in the Kansas Register December 19, 1996.)

#### Summary Notice of Bond Sale \$108,000

City of Belle Plaine, Kansas General Obligation Bonds, Series 1997

(General obligation bonds payable from unlimited ad valorem taxes)

#### Sealed Bids

Subject to the notice of bond sale dated December 5, 1996, sealed bids will be received by the clerk of the City of Belle Plaine, Kansas (the issuer), on behalf of the governing body at City Hall, 401 N. Merchant, Belle Plaine, KS 67013, until 6:30 p.m. January 9, 1997, for the purchase of \$108,000 principal amount of General Obligation Bonds, Series 1997. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### **Bonds Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$8,000. The bonds will be dated January 1, 1997, and will become due on December 1 in the years as follows:

Year		Principal Amount
1997		\$ 8,000
1998		10,000
1999	er og kaller og skriver	10,000
2000		10,000
2001		10,000
2002		10,000
2003	and the second of the second	10,000
2004		10,000
2005		15,000
2006		15,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on June 1 and December 1 in each year, beginning June 1, 1997.

#### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$2,160 (2 percent of the principal amount of the bonds).

#### **Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before February 12, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

#### **Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$6,218,814. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, includ-

ing the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$114,000.

**Approval of Bonds** 

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

#### **Additional Information**

Additional information regarding the bonds may be obtained from the clerk, (316) 448-3433, or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, (316) 264-9351.

Dated December 5, 1996.

City of Belle Plaine, Kansas

Doc. No. 018543

#### State of Kansas

#### Kansas Insurance Department

# Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Friday, March 7, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed changes in existing rules and

regulations.

The 60-day notice of the public hearing shall constitute a public comment period for purposes of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to Anne Haught, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612-1678. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. A summary of proposed regulations and their economic impact follows.

K.A.R. 40-7-20a. Agents; brokers; continuing education; approval of courses; requirements. The amendment to this regulation makes minor and technical changes to the requirements for continuing education providers. There should be minimal economic impact to providers or to the department.

K.A.R. 40-7-21. Agents; examination fee; amount. The amendment to this regulation specifies the amount to be charged for agent license examination fees. The economic impact should not be significant to applicants or to the department.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Anne Haught at (913) 296-2188.

Kathleen Sebelius Kansas Insurance Commissioner

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State of Kansas

# Statewide Independent Living Council

**Notice of Meeting** 

The Statewide Independent Living Council of Kansas, Inc. has rescheduled its December meeting for 10 a.m. Friday, January 17, at the Topeka Independent Living Resource Center, 501 S.W. Jackson, Topeka. For further information, contact Shannon Jones at (913) 234-6990 (Voice/TDD).

Shannon Jones Executive Director

Doc. No. 018526

State of Kansas

#### Kansas Insurance Department

#### Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Monday, March 3, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed changes in an existing rule and

regulation.

The 60-day notice of the public hearing shall constitute a public comment period for purpose of receiving written public comments on the proposed regulation. All interested parties may submit written comments prior to the hearing to Anne Haught, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612-1678. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. A summary of proposed regulation and its economic impact follows.

K.A.R. 40-2-24. Life and health reinsurance agreements. This regulation replaces K.A.R. 40-2-21 and adopts the NAIC "life and health reinsurance agreements" model regulation sections 3, 4, 5 and 6 by reference, subject to some additions and exceptions. The purpose of the proposed regulation is to set forth regulatory requirements pertaining to financial and surplus relief reinsurance arrangements between insurance companies. In addition, the regulation addresses accounting requirements pertaining to reinsurance agreements and includes requirements pertaining to the terms of reinsurance agreements. The regulation should have a minimal financial impact on most insurance agencies and on the department.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Anne Haught at (913) 296-2188.

Kathleen Sebelius Kansas Insurance Commissioner

Doc. No. 018547

State of Kansas

# Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 4 p.m./F.iday, January 10, in the conference room of Kansas Development Finance Authority, Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bonds for the projects numbered below, in the respective maximum principal amount. Each bond will be issued to assist the respective borrower named below (who will be the owner and operator of the respective project) to finance the cost in the amount of the bond of acquiring the respective projects or for the purpose of refunding a bond previously issued to finance the respective projects. Each project shall be located as shown:

Project No. 000321, Maximum Principal Amount: \$66,000. Owner/Operator: Todd L. and Tracey J. Crome. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 4, Logan Township, Marshall County, Kansas; approximately 1½ miles east of Bremen on Granite Road.

Project No. 000323, Maximum Principal Amount: \$123,000. Owner/Operator: Walter Don and Sharita Thompson. Description: Acquisition of 480 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 8, Township 31, Comanche County, Kansas, and Section 30, Township 30, Kiowa County, Kansas; approximately 5 miles north of Coldwater on Highway 183, then 1 mile east and 1 mile north on east side of road (Comanche County) and 10 miles north of Coldwater on Highway 183, then 1 mile west on south side of road (Kiowa County).

Project No. 000324, Maximum Principal Amount: \$76,800. Owner/Operator: James L. and Melly H. Akin. Description: Acquisition of 308 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes, Location: Section 20, Janesville Township, Greenwood County, Kansas; approximately 3 miles north of Hamilton on Highway 99 then 1 mile east on gravel road.

Project No. 000325, Maximum Principal Amount: \$80,000. Owner/Operator: David C. Munson, Description: Acquisition of 240 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 12, Smoky Hill Township, Geary County, Kansas; approximately 4 miles west of Junction City on State Highway 18, west side of Crider Road going south.

Project No. 1000326, Maximum Principal Amount: \$84,000. Owner/Operator: James A. Weed. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 2, Winona Township, Logan County, Kansas; approximately 5 miles north and 2 miles west of Winona.

Each bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. Each bond will be payable solely and only from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on each bond as and when it shall become due.

All individuals at the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bond for the purpose of financing the respective projects, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding any of the projects described above may be obtained by contacting the Authority at the address above.

Any individual affected by any of the projects may, at or prior to the scheduled hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Wm. F. Caton President

Doc. No. 018538

#### State of Kansas

#### **Department of Transportation**

#### **Notice to Contractors**

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 2 p.m. January 15 and then publicly opened:

#### District One-Northeast

Atchison—116-3 K-5081-01 - K-116, Coal Creek bridge 034, 6.3 miles (10.1 kilometers) east of the Jackson-Atchison county line, bridge replacement. (Federal Funds)

Pottawatomie—24-75 K-3325-02 - U.S. 24, from the end of the four-lane east of Manhattan, east to 1.3 miles (2.1 kilometers) west of K-99 at Wamego, 8.8 miles (14.2 kilometers), surfacing. (State Funds)

Shawnee—75A-89 K-6453-01 - U.S. 75A, from the junction of Topeka Boulevard and U.S. 75 north to 49th Street, 4.8 miles (7.8 kilometers), overlay. (State Funds)

Wyandotte—105 N-0055-01 - 43rd Street from Rainbow Boulevard to State Line Road in Kansas City, 0.5 mile (0.8 kilometer), grade and surfacing. (Federal Funds)

#### District Three — Northwest

Sheridan—90 C-3091-01 - County road, 1 mile (1.6 kilometers) south and 6.1 miles (9.8 kilometers) east of Hoxie, then east 0.2 mile (0.3 kilometers), grade and bridge. (Federal Funds)

#### **District Four — Southeast**

Labette—160-50 K-4891-02 - U.S. 160, from the Montgomery-Labette county line east 9.9 miles (16 kilometers), surfacing and bridge. (Federal Funds)

Miami—69-61 K-6457-01 - U.S. 69, approximately 5.8 miles (9.3 kilometers) north of the Linn-Miami county line, north 10.8 miles (17.4 kilometers), pavement patching. (State Funds)

Wilson—47-103 K-5083-01 - K-47, Chetopa Creek bridge 032, 6.9 miles (11.1 kilometers) east of U.S. 75, bridge replacement. (Federal Funds)

#### District Five — Southcentral

Harper—14-39 K-5078-01 - K-14, Sand Creek bridge 36, 6.4 miles (10.3 kilometers) northwest of U.S. 160, bridge replacement. (Federal Funds)

Harper—2-39 K-5080-01 - K-2, Big Sandy Creek bridge 023, 3.9 miles east of the Barber-Harper county line, bridge replacement. (Federal Funds)

Pratt—64-76 K-2367-01 - K-64, Ninnescah River bridge 018, 2.7 miles (4.3 kilometers) east and north of U.S. 281, bridge replacement. (Federal Funds)

Pratt—281-76 K-4691-01 - U.S. 281, from the Barber-Pratt county line, north to county route 5016, 6.5 miles (10.5 kilometers) overlay. (Federal Funds)

#### District Six—Southwest

Ford—29 C-3324-01 - County road 2.5 miles (4 kilometers) north of Dodge City, then north 6.5 miles (10.5 kilometers), surfacing. (Federal Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

E. Dean Carlson Secretary of Transportation

#### **Department of Transportation**

#### **Request for Comments**

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 97-99 by adding the following project:

Project X-1965-01, Railroad Improvement, Union Pacific Railway and Winthrop in Bunker Hill, Russell County

The amendment of the STIP requires a 30-day public comment period. To receive more information on any of these projects or to make comment on the STIP amendment, contact the Kansas Department of Transportation, Office of Engineering Support, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (913) 296-7916, fax (913) 296-0723.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Office of Public Information, (913) 296-3585

(Voice/TTY).

The comment period regarding the STIP amendment will conclude January 27.

> E. Dean Carlson Secretary of Transportation

Doc. No. 018536

State of Kansas

#### Department of Health and Environment

#### **Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Henningsen Construction has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of volatile organic compound (VOC), nitrogen oxide (NOx) and particulate matter less than 10 micrometers (PM-10) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Henningsen Construction, Atlantic, Iowa, owns and

operates two portable hot-mix asphalt facilities.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE northeast district office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Pat Simpson, (913) 842-4600, at the KDHE northeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business January 27 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Contile Carreno, Bureau of Air and Radiation, not later than the close of business January 27 in order for the Secretary of Health and Environment to consider the request.

> James J. O'Connell Secretary of Health and Environment

Doc. No. 018534

State of Kansas

#### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Anadarko Gathering Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a diesel engine. Emissions of oxides of nitrogen, oxides of sulfur, carbon monoxide, and volatile organic compounds were evaluated during the permit review proc-

Anadarko Gathering Company, Houston, Texas, owns and operates the stationary source located at S22-T33S-R37W, Stevens County, Kansas, at which the diesel en-

gine is to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Daizy, Dandass. (913) 296-6427, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business January 27 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business January 27 in order for the Secretary of Health and Environment to consider the request.

> James J. O'Connell Secretary of Health and Environment

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#### Pooled Money Investment Board

#### **Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 1995 Supp. 75-4210, as amended by 1996 Senate Bill No. 476. These rates and their uses are defined in K.S.A. 1995 Supp. 12-1675(b)(c)(d), and K.S.A. 1995 Supp. 75-4201(l) and 75-4209(a)(1)(B), as amended by 1996 Senate Bill 476.

, ,	<b>Effective</b>	12-30-96	through	1-5-97

Term	Rate
0-90 days	5.33%
3 months	5.03%
6 months	5.26%
9 months	5.45%
12 months	5.54%
18 months	5.71%
24 months	5.82%
36 months	5.96%
48 months	6.06%

William E. Lewis Chairman

Doc. No. 018529

#### State of Kansas

# Department of Health and Environment

#### **Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Anadarko Gathering Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a diesel engine. Emissions of oxides of nitrogen, oxides of sulfur, carbon monoxide and volatile organic compounds were evaluated during the permit review process.

Anadarko Gathering Company, Houston, Texas, owns and operates the stationary source located at S2-T33S-R39W, Stevens County, Kansas, at which the diesel engine is to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (913) 296-6427, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of busi-

ness January 27 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business January 27 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 018535

#### State of Kansas

# Department of Health and Environment

#### **Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. LaFarge Construction Materials has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter less than 10 micrometers (PM-10) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

LaFarge Construction Materials, Kansas City, Missouri, owns and operates a concrete batching facility located at 901 E. Old 56 Highway, NE quarter Section 1, Township

14, Range 23, Olathe, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Johnson County Environmental Department, 11180 Thompson Ave., Lenexa. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Mike Boothe, (913) 492-0402, at the Johnson County Environmental Department. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business January 27 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business January 27 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

#### **Criminal Justice Coordinating Council**

#### Notice of Meeting

The Kansas Criminal Justice Coordinating Council will meet from 10 a.m. to noon Tuesday, January 7, in Room 526 South, State Capitol, 300 S.W. 10th, Topeka.

> Barbara S. Tombs **Executive Director**

Doc. No. 018528

State of Kansas

#### Department of Health and Environment

#### **Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Anadarko Gathering Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install two natural gas compressor engines and a triethylene glycol (TEG) dehydration unit. Emissions of oxides of nitrogen, carbon monoxide and volatile organic compounds were evaluated during the permit review process,

Anadarko Gathering Company, Houston, Texas, owns and operates the stationary source located at S1-T35S-R40W, Morton County, Kansas, at which the compressor engines and the dehydration unit are to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (913) 296-6427, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business January 27 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business January 27 in order for the Secretary of Health and Environment to consider the request.

> James J. O'Connell Secretary of Health and Environment

Doc. No. 018541

#### State of Kansas

#### Department of Health and Environment

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#### Notice Concerning Kansas **Water Pollution Control Permits**

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorizaor learn ach some tion subject to certain conditions. सन्दर्भंड इस्मित्र के म

#### Public Notice No. KS-AG-96-806/807 bes

Name and Address	Legal Receiving Description Water
of Applicant	Description Water
Donald N. Koster	SW/4, Sec. 1, Saline River Basin
532 K-106	II/S KAW
Minneapolis, KS 67467	Ottawa County
Kansas Permit No. A.SOOT	r.so13

This is an existing facility for 960 head (384 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for sub-sequent application to agricultural land for beneficial use. Waste-water storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed and submitted to the depositment within 60 days of permit issuance. The plan shall include, but not be limited to, the following items: handling and disposal postipasent for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, identification of adequate land areas for appli-cation of all wastes, and scheduling of waste disposal activities such that waste application will not interfere with cropping activities or require application onto wet or frozen ground. The plan also shall determine if the open lot runoff can be adequately controlled with properly constructed and maintained grass filtration system, and verify if existing waste storage controls are adequate or will provide a plan for required additional capacity to meet the KIRHE minimum 120-day storage requirement. The approved plan will become part of this permit. านโดย ก็ - เรื่องนุกตั้ ก<del>ศเกิดโดยอย่</del>นัก

Name and Address	Legal
of Applicant	Description Water
Marcella A. Bogner Trust	NE/4, Sec. 32, Lower Arkansas
d/b/a Bogner Dairy	T25S, R4W, River Basin
19019 S. Haven Road	
Haven, KS 67543	Capa life state in the
Kansas Permit No. A-ARRN	J-Moai
	N-MUST THOSE HE SHY SOO WAS TO

This is a new facility for 150 head (210 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be imprimited for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets; or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 0.8 acre inch per acre per year and solids shall be applied at not greater than 3.0 ton per acred home

Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 96 gallons per minute and dispersing the wastewater over 22.7 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

#### Public Notice No. KS-96-326/328

Name and Address of Applicant City of Pratt

Waterway South fork Type of
Discharge
Treated domestic

P.O. Box 807 Pratt, KS 67124 Ninnescah River

wastewater

Kansas Permit No.: M-AR73-OO01 Federal Permit No.: KS-0049751 Location: SW1/4 S2, T28S, R13W, Pratt County

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. The facility is a trickling filter with primary and final clarification, anaerobic sludge digesters, sludge drying beds, chlorination/dechlorination of the effluent and an extraneous flow basin. The proposed permit contains a schedule of compliance to upgrade the facility to meet the final permit limits. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Name and Address of Applicant

Waterway

Type of Discharge

Shawnee County Public Works Dept. Kansas River via Stinson Creek Treated domestic wastewater

Shawnee County SD #33 1515 N.W. Saline St.

Topeka, KS 66618

Kansas Permit No. M-KS72-DO33

Federal Permit No.: KS-0079324

Location: NE¼ S11, T12S, R16E, Shawnee County

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. The facility is a three-cell lagoon with aeration. The proposed permit contains a schedule of compliance to review the long term needs of the service area, possible connection to a centralized treatment system and, if necessary, upgrade the facility to meet the final permit limits. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Name and Address of Applicant ATSF Railroad

Waterway Kansas River Type of Discharge Treated process

wastewater

Argentine Facility P.O. Box 1738

Topeka, KS 66601 Kansas Permit No.: I-KS27-PO02

Federal Permit NO.: KS-0003221

Location: 22nd & Argentine Blvd., Kansas City, KS Legal: SE¼ S20, T11S, R25E, Wyandotte County

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. This facility services freight trains providing fuel, maintenance and repairs. Process wastewater and storm water runoff from locomotive maintenance/fueling and staging areas, train staging/classification areas, and main fuel storage tank containment area is collected in the main life station wet well. During heavy rainfall events, a discharge directly to the Kansas River may occur at Outfall 001 and Outfall 002. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

#### Public Notice No. KS-ND-96-087/088

Name and Address of Applicant

Legal Location SW¼ S19, Type of
Discharge
Nonoverflowing

Valley Vista Locker c/o Marvin W. Poell 440 N.W. Hamilton Lane

T10S, R16E Shawnee County

Topeka, KS 66617

Kansas Permit No. I-KS72-NO01

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. This facility is a small slaughter house which utilizes a one-cell waste stabilization lagoon to treat its domestic waste and plant process wastewater. Irrigation from the lagoon to cropland is conducted. The facility slaughters an average of 21 animals per week. The average wastewater flow is 23,000 gallons per week. Disposal of the treated wastewater is by evaporation, percolation and irrigation.

Name and Address of Applicant

Legal Location NE¼ S7, T28S, R3E Type of
Discharge
Nonoverflowing

East Garden MHP c/o Gil Postlethwaite 16055 E. 31st South, #7 Wichita, KS 67232

T28S, R3E Butler County

Kansas Permit No. C-WA01-NO01

Facility Description: The proposed action is to re-issue a permit for replacement of an existing wastewater treatment facility. The proposed permit provides a schedule of compliance for replacement of the existing 0.7 acre lagoon with a 2.1 acre wastewater treatment lagoon. Disposal of the treated wastewater is by evaporation and percolation.

Written comments on the draft permits must be submitted to the attention of Lisa Duncan for agricultural permits or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before January 24 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-96-806/807, KS-96-326/328, KS-ND-96-087/088) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and En-

vironment.

The applications, proposed permits, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 5 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

James J. O'Connell Secretary of Health and Environment

#### Department of Administration Division of Purchases

#### **Notice to Bidders**

Sealed bids for the following items will be received by the Director of Purchases, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

#### Monday, January 6, 1997

31949 (Supp.)

Regents' universities—Telecommunications equipment and supplies

05240

University of Kansas — Macintosh power PC

Tuesday, January 7, 1997

31576

Statewide—Personal care items, supplemental items 32162

Department of Health and Environment—Dietary pharmaceuticals distribution services

05234

University of Kansas—Paper, printing and binding

University of Kansas-Paper, printing and binding 05236

University of Kansas—Paper, printing and binding 05242

Emporia State University—Elevator maintenance 05246

Department of Education—Furnish and install multimedia equipment

#### Wednesday, January 8, 1997

32226

Kansas State University—Medical waste disposal 05229

Kansas Highway Patrol—Printer

05230

University of Kansas-Video systems and equipment

#### Thursday, January 9, 1997

32225

Department of Health and Environment—Consulting services and support

32227

Department of Health and Environment-Development of prevention of significant deterioration (PSD) permits and other major permits for air emission sources

05233

University of Kansas Medical Center—Scientific equipment

05237

Fort Hays State University—Furnish and install carpet and cove base

05238

University of Kansas—Student desks

05239

Emporia State University—Welders

05244

examinamers Department of Transportation—Digital logging tape recorder, Topeka, Norton

Friday, January 10, 1997

05241

Department of Transportation—Wood posts, Narton 05243

Kansas State University—Furnish and install digital logging tape recording system.

05245

Department of Transportation—Dump truck tarping systems, Chanute and Topeka

Department of Wildlife and Parks Concrete bags

Tuesday, January 14, 1997

A-8136

Fort Hays State University—Restoration and waterproofing

Thursday, January 16, 1997

A-7974

University of Kansas—Tuckpoint and masoning repair, Haworth Hall

A-8010

Department of Transportation—Renovate HVAC systems, Hutchinson

Friday, February 28, 1997

Kansas State University—"All Risk" property insurance on mobile TV production unit and related equipment and mobile uplink unit and related equipment

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#### Request for Proposals

Friday, January 10, 1997

Computerized financial information system for Emporia State University

> John T. Houlihan Director of Purchases

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Tarini Min

Doc. No. 018539

State of Kansas

Board of Healing Arts

Temporary Administrative Regulations

Article 23.—SHORT-TERM TREATMENT OF OBESITY

100-23-1. Short-term treatment of cheety. Amphetamines and sympathomimetic amines listed on schedule III and IV under the Uniform Controlled Substances Act shall not be dispensed or prescribed for the short-term treatment of obesity, except in conformity with the following minimal requirements. (a) The treating

physician shall take a complete history of the patient and shall give a complete physical examination. The physical examination shall include checking the blood pressure and pulse, examining the heart and lungs, recording weight and height, and administering any other appropriate diagnostic tests. The history and examination shall be sufficient to determine if the patient has previously been drug dependent, to determine if the cause of the obesity is one that indicates the drugs are inappropriate and to determine if other contraindications to use of the drugs exist. The treating physician shall enter each of those findings in the patient's record.

(b) The treating physician shall prescribe a diet for weight loss and record the diet on the patient record.

(c) The treating physician shall prescribe a daily dosage that does not exceed the dosage recommended in the manufacturer's prescribing information for the drug pre-

scribed or dispensed.

(d) The treating physician shall not dispense or prescribe more than a 30-day supply for a patient on the first visit. Thereafter, not more than a 30-day supply shall be dispensed or prescribed at the time of each visit. The patient shall be weighed at each visit prior to dispensing or prescribing an additional supply of the drug and the weight shall be entered in the patient's record. If the patient is found not to have achieved a significant weight loss since the last patient visit, the treating physician shall not prescribe or dispense any additional drug for that patient.

(e) At the time of each return patient visit, the treating physician shall monitor progress of the patient. The patient's weight, blood pressure, pulse, heart, and lungs shall be checked. The findings shall be entered in the pa-

tient's record.

(f) Except as otherwise provided by this regulation, schedule III or IV amphetamines or sympathomimetic amines shall not be dispensed or prescribed for a patient for obesity for a period longer than 90 days. However, the treating physician may extend therapy beyond 90 days under the following conditions:

(1) when amphetamines or sympathomimetic amines are indicated for treatment of diseases other than obesity;

and

(2) when in the physician's professional judgement, the treating physician is observing and recording significant progress or benefit from the drugs and no adverse effects occur that are related to the treatment. These observations shall be documented in the patient's record.

(g) The treating physician may prescribe or dispense dexfenfluramine hydrochloride for a patient for treatment of obesity for a period of 360 days in a two-year period. Any such dispensing or prescription order shall comply with the indications and usage instructions and the dosage and administration instructions as stated in the manufacturer's package insert, as approved by the federal drug administration and as in effect October 24, 1996, which is hereby adopted by reference. (Authorized by and implementing K.S.A. 65-2837a; effective, T-86-25, July 24, 1985; effective May 1, 1986; amended, T-100-12-16-96, Dec. 16, 1996.)

Lawrence T. Buening, Jr.
Executive Director

State of Kansas

#### **Kansas Lottery**

# Temporary Administrative Regulations

#### **Article 2.—LOTTERY RETAILERS**

111-2-4. Compensation. (a) Each lottery retailer shall be compensated for selling lottery tickets and/or shares in accordance with the terms of the contract or contracts currently in effect between the Kansas Lottery

and the lottery retailer.

- (b) Effective with the implementation of a new on-line gaming system and gaming terminals on or around July 1, 1997, as consideration for problem on-line game tickets that cannot be sold and are not cancelled, a retailer shall receive an additional .05 percent selling commission for its net on-line sales. Any on-line game ticket that was neither sold nor cancelled shall not be returned to the lottery for credit. At the discretion of the executive director, credit may be applied to a retailer's account in the event of a major terminal or system malfunction that results in unsellable and uncancellable tickets being charged to the retailer. (Authorized by and implementing K.S.A. 1995 Supp. 74-8710; effective, T-88-25, August 12, 1987; amended, T-111-10-21-96, Oct. 18, 1996; amended, T-111-12-18-96, Dec. 12, 1996.)
- 111-2-55. "Ask for the sale" promotion. (a) During the period beginning January 1, 1997, and ending January 31, 1997, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery also offers Riverstop, 705 South 14th, Dodge City, Kansas, an opportunity to participate in a bonus retailer "ask for the sale" incentive promotion of lottery tickets.
- (b) On each Friday in January 1997, including January 3, 10, 17, 24 and 31, Riverstop personnel selling Kansas lottery tickets will ask every adult customer making a purchase if the customer would like to purchase a lottery ticket. If the employee fails to ask adult customers for the purchase of a lottery ticket and the customer brings it to the clerk's attention before leaving the premises, the retailer shall give the adult customer one \$1.00 instant lottery ticket at no charge.
- (c) All retailer employees at each location shall wear promotional buttons and display special point-of-sale materials provided by the lottery each Friday from 7:00 a.m. to 7:00 p.m. during the promotion announcing the promotion to its customers. These promotional materials consist of:
- (1) A tent card to be displayed at the point where tickets are sold.
- (2) A window/monitor banner to be displayed at the front entrance of the business and/or below the lottery information display system monitor.

These materials must be on display during all hours of the promotion at the times and dates established in subsections (b) and (c) for a store to be eligible for a prize.

(d) The Kansas lottery will provide each location with credit of \$25. This will be credited to each store's account at the beginning of the promotion.

(continued)

(e) Any tickets given away above the \$25 allowance representing 25 tickets per location will be the responsi-

bility of Riverstop.

(f) Each retail location shall maintain a ticket log form to be completed every time a lottery ticket is given away. The log will be picked up by the Kansas lottery district manager servicing the retailer location at the end of the promotion.

(g) At the end of the promotion, if the store has a 20 percent increase in lottery product, a lottery scratch party will be provided. Promotional items and credit for an additional \$25 in lottery tickets will be awarded by the lottery. The base sales period for Riverstop will be the 31 day average sales based upon total lottery sales from January 1, 1997, to January 31, 1997, compared to total sales from January 1, 1996, to January 31, 1996. (Authorized by K.S.A. 1995 Supp. 74-8710; implementing K.S.A. 1995 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-12-18-96, Dec. 12, 1996.)

#### Article 4.—INDIVIDUAL GAME RULES

# RULES FOR INSTANT GAME NO. 83 "LOOSE CHANGE"

111-4-915. Name of game. The Kansas lottery shall conduct an instant winner lottery game entitled "Loose Change" commencing on or after September 14, 1996. The specific rules for the "Loose Change" game are contained in K.A.R. 111-3-1 et seq. and 111-4-915 through 111-4-918. (Authorized by and implementing K.S.A. 1995 Supp. 74-8710; effective, T-111-9-16-96, Sept. 13, 1996; amended, T-111-12-18-96, Dec. 12, 1996.)

111-4-918. Number and value of instant prizes. (a) There will be approximately 1,800,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value of Game
FREE TICKET	216,000	\$ 0
<b>\$2</b>	72,000	144,000
\$4	42,000	168,000
\$10	12,000	120,000
\$20	7,200	144,000
\$40	6,600	264,000
\$500	<u>150</u>	75,000
TOTAL	<u>355,950</u>	\$ 915,000

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning for this game are one in 5.06.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1995 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1995 Supp. 74-8710(b), (c) and (f), and 74-8720; effective, T-111-9-16-96, Sept. 13, 1996; amended, T-111-12-18-96, Dec. 12, 1996.)

**111-4-946.** Number and value of instant prizes. (a) There will be approximately 1,200,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

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Prizes	Expected Prize Amount	Number of Prizes in Game	Expected Value in Game	
3-FREE's	FREE TICKET	144,000	\$ 0	
3 \$4's	\$4	16,000	64,000	. 4
3 \$2's + 3 \$2's	\$4	32,000	128,000	1
3 \$10's	\$10	12,000	120,000	
3 \$5's + 3 \$5's	\$10 ·	15,200	152,000	
3 \$20's	\$20	2,000	40,000	
3 \$10's + 3 \$10's	\$20	2,000	40,000	٠,
3 \$5's + 3 \$5's + 3 \$5's + 3 \$5's	\$20	4,000	80.000	
3 \$30's	\$30	1,200	36.000	
3 \$10's + 3 \$10's + 3 \$10's	\$30	3,200	96,000	
3 \$100's	\$100	800	80,000	
3 \$50's + 3 \$50's	\$100	1.200	120,000	
3 \$25's + 3 \$25's + 3 \$25's + 3 \$25's	\$100	2.400	240,000	
3 \$20,000's	\$20,000	2	40,000	
3 \$5,000's + 3 \$5,000's + 3 \$5,000's				
+3 \$5,000's	\$20,000	2	40,000	
		236,004	\$1,276,000	

- (b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 5.08
- (c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1995 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1995 Supp. 74-8710(b), (c) and (f); effective, T-111-12-2-96, Nov. 15, 1996; amended, T-111-12-18-96, Dec. 12, 1996.)

## RULES FOR INSTANT GAME NO. 80 "INSTANT KANSAS CASH"

111-4-966. Name of game. The Kansas lottery shall conduct an instant winner lottery game entitled "Instant Kansas Cash" commencing on or after December 13, 1996. The specific rules for the "Instant Kansas Cash" game are contained in K.A.R. 111-3-1 et seq. and 111-4-966 through 111-4-970. (Authorized by and implementing K.S.A. 1995 Supp. 74-8710; effective, T-111-12-18-96, Dec. 12, 1996.)

111-4-967. Definitions. The following definitions shall apply to the "Instant Kansas Cash" instant lottery game:

- (a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in 15 point WGI font for the "Drawing Results" symbols and in 10 point WGI font for the "Play 1," "Play 2," "Play 3" and "Play 4" symbols, with matching captions in WGI Cap font. A game symbol appears in each of 30 play spots within the play areas. Each game symbol for this instant game is one of the following: 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35.
- (b) "Game symbol captions" are the words or portions of words, letters or numbers printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

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- (c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is an 11-digit number which appears on the front of each instant ticket and will be covered by latex.
- (d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 149. The book-ticket number is printed in black ink on the back of each instant game ticket below the bar code.
- (e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a three-letter code printed and appearing in three of six varying locations among the game symbols. The codes and their meanings are as follows: TWO = \$2.00; FOR = \$4.00; EGT = \$8.00; TEN = \$10.00; TWY = \$20.00; TRY = \$30.00;

FRY = \$40.00; HUN = \$100.00.

- (f) "Bar code" means the 16-digit bar-coded number appearing on the back of each ticket. (Authorized by and implementing K.S.A. 1995 Supp. 74-8710; effective, T-111-12-18-96, Dec. 12, 1996.)
- 111-4-968. Cost of ticket. The price of "Instant Kansas Cash" instant tickets sold by a retailer shall be \$2.00 each. (Authorized by and implementing K.S.A. 1995 Supp. 74-8710; effective, T-111-12-18-96, Dec. 12, 1996.)

111-4-969. Determination of instant prize winners. An instant prize winner is determined in this instant game when the player removes or "scratches off" the removable layer of material covering the play area indicated by the words "DRAWING RESULTS" to reveal six play symbols and captions. Using a coin, the player will mark the matched numbers in "PLAY 1," "PLAY 2," "PLAY 3" and "PLAY 4" by rubbing the matched number with the coin. Players can win by matching three, four, five or six numbers in one "play." Each ticket will be eligible to win up to four times. (Authorized by K.S.A. 1995 Supp. 74-8710(b), (c) and (i); implementing K.S.A. 1995 Supp. 74-8710(b), (c) and (i), and K.S.A. 74-8720(b) and (d); effective, T-111-12-18-96, Dec. 12, 1996.)

111-4-970. Number and value of instant prizes. (a) There will be approximately 1,200,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

		Expected Number of	Expected
Match	Prizes	Prizes in Game	Value in Game
Match 3	\$2	144,000	\$ 288,000
Match 3 + Match 3	\$4	48,000	192,000
Match 3 + Match 3 + Match 3	\$8	24,000	192,000
Match 4	\$10	8,000	\$ 80,000
Match 4 + Match 4	\$20	10,000	200,000
Match 4 + Match 4 + Match 4	\$30	4,400	132,000
Match + 4 + Match 4 + Match 4			e spirit and
+ Match 4	\$40	4,000	160,000
Match 5	\$100	1,200	\$ 120,000
Match 6	\$20,000	4	\$ 80,000
TOTAL		243,604	\$1,444,000

- (b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 4.93.
- (c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1995 Supp.,74-8710(b), (c) and (f); implementing K.S.A. 1995 Supp. 74-8710(b), (c) and (f), and K.S.A. 74-8720; effective, T-111-12-18-96, Dec. 12, 1996.)

Gregory P. Ziemak Executive Director

# INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the Kansas Register issue in which more information can be found. This cumulative index supplements the index found in the 1996 Supplement to the Kansas Administrative Regulations.

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